

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills, as follows:

Public Lands and Buildings: House Bills Nos. 560, 779, 791, and 811.

The Committee on Highways and Motor Traffic filed an adverse report on House Bill No. 746.

FORTY-SECOND DAY

(Wednesday, March 22, 1933)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker.	Fuchs.
Adamson.	Glass.
Aikin.	Golson.
Alexander.	Good.
Anderson	Goodman.
of Bexar.	Graves.
Anderson	Greathouse.
of Johnson.	Griffith.
Baker.	Haag.
Barrett.	Hankamer.
Barron.	Harman.
Beck.	Harris.
Bedford.	Harrison.
Bourne.	Hartzog.
Burns.	Head.
Butler.	Hester.
Calvert.	Hicks.
Camp.	Hill of Brazoria.
Canon.	Hill of Webb.
Cathey.	Hodges.
Caven.	Holekamp.
Chastain.	Holland.
Clayton.	Holloway.
Colson.	Hoskins.
Coombes.	Huddleston.
Cowley.	Hughes.
Crossley.	Hunt.
Daniel.	Hyder.
Davidson.	Jackson.
Dean.	James.
Devall.	Jefferson.
Dunlap.	Johnson
Dunagan.	of Anderson.
Duvall.	Jones of Atascosa.
Dwyer.	Jones of Runnels.
Engelhard.	Jones of Shelby.
Fain.	Kayton.
Few.	Kyle of Hays.
Fisher.	Kyle of Palo Pinto.
Ford.	Laird.

Latham.	Riddle.
Lemens.	Roberts.
Leonard.	Rogers of Hunt.
Lindsey.	Rogers
Long.	of Ochiltree.
Lotief.	Rollins.
Magee.	Ross.
Mackay.	Russell.
Mathis.	Savage.
McClain.	Scarborough.
McCullough.	Scott.
McDougald.	Shannon.
McGregor.	Shults.
McKee.	Smith.
Merritt.	Stanfield.
Metcalfe.	Steward.
Mitcham.	Stinson.
Moffett.	Stovall.
Moore.	Sullivan.
Morrison.	Tarwater.
Morse.	Tennyson.
Nicholson.	Thomas.
Palmer.	Tillery.
Parkhouse.	Townsend.
Patterson.	Turlington.
Pavlica.	Van Zandt.
Pope.	Vaughan.
Puryear.	Wagstaff.
Ramsey.	Walker.
Ratliff.	Weinert.
Ray.	Wells.
Reader.	West.
Reed of Bowie.	Winningham.
Reed of Dallas.	Wood.
Renfro.	Young.

Absent—Excused

Alsup.	Johnson
Bradley.	of Dimmit.
	Munson.

A quorum was announced present.

Prayer was offered by Rev. Geo. W. Coltrin, Chaplain.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Munson for today, on motion of Mr. Fain.

Mr. Alsup was granted leave of absence for today on account of illness in his family, on motion of Mr. Fisher.

HOUSE BILL ON FIRST READING

The following House bill, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Tennyson, Mr. Hester, Mr. Hunt, Mr. Harris, Mr. Long, Mr. Hicks, Mr. Bedford, Mr. Aikin, Mr. Canon, Mr. McClain, Mr. Hankamer, Mr. Magee, Mr. Shults, Mr. Clayton, Mr. Ratliff, Mr. Kyle of Hays, Mr. Dunagan, Mr. Turlington, Mr. Head, and Mr. Latham:

H. B. No. 839, A bill to be entitled "An Act to amend Acts, 1931, Forty-second Legislature, Regular Session, page 111, Chapter 73, Section 13, relating to the allocation of the funds derived from the cigarette tax by providing that the proceeds from such tax shall be placed to the credit of the State Available School Fund; and declaring an emergency."

Referred to Committee on Revenue and Taxation.

PROVIDING FOR A COMMITTEE TO SELECT APPROPRIATE NAMES FOR NATIONAL GUARD ENCAMPMENTS

Mr. Pope offered the following resolution:

H. C. R. No. 50, Authorizing and directing the Speaker of the House of Representatives and the President of the Senate to appoint a joint committee, composed of three Members of the House and three Members of the Senate, which committee is authorized and directed to select appropriate names for the various National Guard encampment grounds, posts, or stations in Texas, and recommend same to the House and Senate, and providing that the names for said camp shall honor men noted in the military history of Texas, and prohibiting the naming of such National Guard encampment grounds, posts, or stations for any person now living,

Whereas, It has long been the custom throughout the United States to name National Guard encampments in honor of men noted in the military histories of the various States, who are now deceased; and

Whereas, It is fitting and appropriate that this custom be followed in Texas; and

Whereas, There are many men who have become noted in the military history of Texas. Now, therefore, be it

Resolved by the House of Representatives, the Senate of the State concurring, That the Speaker of the

House of Representatives and the President of the Senate be authorized to appoint a committee of three Members from each Branch of the Legislature, which said committee is authorized and directed, at as early a date as practical, to select appropriate names for the various National Guard encampments, posts, or stations, and providing further, that the names so selected shall be in honor of men noted in the military history of Texas, but prohibiting the said committee from selecting so to honor any man now living, and directing the said committee, if practical to report the names so selected to the present Session of the Legislature, or in any instance to make said report to the next Regular Session or any Special Session which may be called during the years 1933 and 1934.

The resolution was read second time.

On motion of Mr. Patterson, the resolution was referred to the Committee on Military Affairs.

PROVIDING FOR THE COMMITTEE ON PENITENTIARIES TO VISIT CERTAIN PRISON FARMS

The Speaker laid before the House, for consideration at this time, a resolution offered on yesterday by Mr. Burns, providing for the Committee on Penitentiaries to visit certain prison farms; the resolution having been read second time on yesterday.

Question recurring on the resolution, it was adopted.

BILL ORDERED NOT PRINTED

On motion of Mr. Pope, by unanimous consent of the House, Senate Bill No. 262 was ordered not printed.

HOUSE BILL NO. 167 ON SECOND READING

The Speaker laid before the House, as unfinished business, on its passage to engrossment,

H. B. No. 167, A bill to be entitled "An Act making appropriations for the support and maintenance of the State Government for the two-year period, beginning September 1, 1933, and ending August 31, 1935, and for other purposes, and prescribing cer-

tain regulations and restrictions in respect thereto, and declaring an emergency";

The bill having been read second time on yesterday, with committee amendment by Mr. Harman and amendment by Mr. Wagstaff to the section of the committee amendment relative to the Department of Agriculture, pending;

The House having agreed to consider the bill department by department.

Mr. Wagstaff withdrew the pending amendment.

Mr. Huddleston offered the following amendment to the section of the amendment relative to the Department of Agriculture:

Amend committee amendment to House Bill No. 167 by striking out lines 8 to 14, inclusive, on page 8.

HUDDLESTON,
DAVIDSON.

Mr. Moore moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—96

Adamson.	Greathouse.
Alexander.	Griffith.
Anderson	Haag.
of Bexar.	Hankamer.
Anderson	Harman.
of Johnson.	Harris.
Barrett.	Hartzog.
Barron.	Head.
Beck.	Hicks.
Bedford.	Hill of Brazoria.
Burns.	Hodges.
Butler.	Holland.
Calvert.	Hoskins.
Canon.	Hughes.
Cathey.	Hunt.
Chastain.	Jackson.
Clayton.	James.
Colson.	Jefferson.
Cowley.	Johnson
Crossley.	of Anderson.
Daniel.	Jones of Runnels.
Dean.	Kyle of Hays.
Dwyer.	Kyle of Palo Pinto.
Engelhard.	Latham.
Fain.	Lemens.
Few.	Leonard.
Ford.	Lindsey.
Fuchs.	Magee.
Golson.	Mackay.
Goodman.	Mathis.
Graves.	McCullough.

McDougald.	Scarborough.
McKee.	Shults.
Merritt.	Smith.
Metcalf.	Stanfield.
Mitcham.	Steward.
Moffett.	Stovall.
Moore.	Sullivant.
Morse.	Tarwater.
Nicholson.	Thomas.
Ramsey.	Tillery.
Ratliff.	Townsend.
Ray.	Turlington.
Reader.	Van Zandt.
Reed of Bowie.	Wagstaff.
Renfro.	Walker.
Riddle.	Wells.
Rogers	West.
of Ochiltree.	Winningham.
Ross.	Wood.
Russell.	

Nays—18

Baker.	Lotief.
Bourne.	McClain.
Coombes.	Pavlica.
Devall.	Reed of Dallas.
Dunagan.	Rogers of Hunt.
Glass.	Rollins.
Huddleston.	Savage.
Hyder.	Scott.
Jones of Shelby.	Vaughan.

Absent

Aikin.	Laird.
Camp.	Long.
Caven.	McGregor.
Davidson.	Morrison.
Dunlap.	Palmer.
Duvall.	Parkhouse.
Fisher.	Patterson.
Good.	Pope.
Harrison.	Puryear.
Hester.	Roberts.
Hill of Webb.	Shannon.
Holekamp.	Stinson.
Holloway.	Tennyson.
Jones of Atascosa.	Weinert.
Kayton.	Young.

Absent—Excused

Alsup.	Johnson
Bradley.	of Dimmit.
	Munson.

Mr. Wells moved to reconsider the vote by which the House agreed to consider the bill department by department.

On motion of Mr. Moore, the motion to reconsider was tabled.

Mr. McKee moved that the House Rule, relative to the time allotted for debate, be suspended, so as to

allow a Member only five minutes to discuss an amendment to the pending bill.

The motion prevailed.

Mr. Griffith offered the following amendment to this section of the committee amendment:

Amend committee amendment to House Bill No. 167, page 7, line 26, by changing the word "four" to "six."

The amendment was lost.

Mr. Leonard offered the following amendment to this section of the amendment:

Amend committee amendment to House Bill No. 167, on page 8, line 7, by striking out, in each column, the figures "\$1,500," and inserting in lieu thereof, in each column, the figures "\$2,000."

The amendment was adopted.

Mr. Harman offered the following amendment to the section of the amendment relative to the State Auditor's Department:

Amend committee amendment to House Bill No. 167, page 12, by inserting between lines 32 and 33 the following: "For the purpose of having the Highway Department bear its just part of the charges and expenses incurred by the Auditor of the Department as hereby appropriated for each of the fiscal years ending August 31, 1934, and August 31, 1935, the sum of \$10,000, each year, to cover certain salaries and parts of salaries and supplies which are already listed and itemized in the appropriations for the Auditor's Department. The State Comptroller and State Treasurer are hereby authorized and directed to transfer said amounts from the Highway Fund and release said amount in the General Revenue Fund, either annually or semi-annually at any time during each of said years."

The amendment was adopted.

Mr. Chastain offered the following amendment to this section of the committee amendment:

Amend committee amendment to House Bill No. 167, beginning on page 11, line 31, and striking out, from line 31, on said page, down to line 33 on page 12.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—34

Aikin.	Jones of Shelby.
Baker.	Kayton.
Bourne.	Lotief.
Burns.	McKee.
Cathey.	Mitcham.
Chastain.	Morrison.
Cowley.	Palmer.
Daniel.	Pope.
Davidson.	Rogers
Devall.	of Ochiltree.
Dunagan.	Russell.
Duvall.	Scarborough.
Fisher.	Scott.
Haag.	Townsend.
Huddleston.	Vaughan.
Jackson.	Wagstaff.
Johnson	Walker.
of Anderson.	Wood.

Nays—89

Adamson.	Latham.
Alexander.	Lemens.
Anderson of Bexar.	Lindsey.
Anderson	Long.
of Johnson.	Mackay.
Barrett.	Magee.
Barron.	Mathis.
Beck.	McCullough.
Bedford.	Metcalf.
Butler.	Moffett.
Calvert.	Moore.
Camp.	Morse.
Canon.	Nicholson.
Clayton.	Parkhouse.
Colson.	Patterson.
Crossley.	Pavlica.
Dean.	Puryear.
Engelhard.	Ratliff.
Fain.	Ray.
Ford.	Reader.
Fuchs.	Reed of Bowie.
Glass.	Reed of Dallas.
Goodman.	Renfro.
Graves.	Roberts.
Hankamer.	Rogers of Hunt.
Harman.	Ross.
Hartzog.	Savage.
Head.	Shannon.
Hester.	Shults.
Hicks.	Smith.
Hill of Brazoria.	Stanfield.
Hill of Webb.	Steward.
Hodges.	Stinson.
Holekamp.	Stovall.
Holland.	Tarwater.
Hoskins.	Tennyson.
Hughes.	Thomas.
Hunt.	Tillery.
Hyder.	Turlington.
James.	Van Zandt.
Jefferson.	Weinert.
Jones of Atascosa.	Wells.
Jones of Runnels.	Winningham.
Kyle of Hays.	Young.
Kyle of Palo Pinto.	

Absent

Caven.	Holloway.
Coombes.	Laird.
Dunlap.	Leonard.
Dwyer.	McClain.
Few.	McDougald.
Golson.	McGregor.
Good.	Ramsey.
Greathouse.	Riddle.
Griffith.	Rollins.
Harris.	Sullivant.
Harrison.	West.

Absent—Excused

Alsup.	Johnson
Bradley.	of Dimmit.
	Munson.

Mr. McKee offered the following amendment to this section of the committee amendment:

Amend committee amendment to House Bill No. 167, page 11, line 34, by striking out the figures "\$4,800," and insert in lieu thereof the figures "\$2,400."

Mr. Moore offered the following substitute for the amendment by Mr. McKee:

Amend the amendment by striking out the figures "\$4,800," and insert in lieu thereof the figures "\$4,000."

The substitute amendment was adopted.

The amendment as substituted was then adopted.

Mr. McKee offered the following amendment to this section of the committee amendment:

Amend committee amendment to House Bill No. 167, page 11, line 35, by striking out the figures "\$3,000," and insert in lieu thereof the figures "\$2,000."

Question—Shall the amendment by Mr. McKee be adopted?

BILL SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled bill:

H. B. No. 54, "An Act to provide for the payment of not less than the general prevailing rate of wages on public works, and not less than the general prevailing rate of wages for legal holiday and overtime work on

public works; providing for the ascertainment of such general prevailing rate by the public body awarding the contract, and its insertion in the contract and call for bids for the contract, etc., and declaring an emergency."

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, March 22, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

H. C. R. No. 27, Relative to compensation for damage done by the Highway Department. (With amendments.)

The Senate has passed

H. B. No. 227, A bill to be entitled "An Act providing for the removal of guardianships from one county in this State to another county therein, when the residence of the ward is changed to such other county, and in cases where the guardian of the ward's estate is in one person or corporation, and his natural guardian, or guardian of his person is another; etc., and declaring an emergency."

H. B. No. 246, A bill to be entitled "An Act to amend Articles 1103, 1105, 1106, and 1110, of the Penal Code, and declaring an emergency." (Relating to labeling of names on cars, trucks, etc., in which petroleum products are shipped.) (With amendments.)

H. B. No. 524, A bill to be entitled "An Act to repeal Chapter 122, of the Special Laws of the Thirty-ninth Legislature, Regular Session, 1925, known as House Bill No. 658, relating to a special road law for De Witt County, and declaring an emergency."

H. B. No. 632, A bill to be entitled "An Act amending Acts of 1930, Fifth Called Session, Forty-first Legislature of Texas, page 212, Chapter 66, otherwise identified as Article 2774-a, Revised Civil Statutes of 1925, by exempting certain cities and towns from the provisions thereof until the people residing therein, by referendum, avail themselves of the provisions thereof by vote of the ma-

majority of the qualified voters thereof; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 468, A bill to be entitled "An Act making an appropriation, to be paid out of the General Revenue Fund of the State of Texas, the sum of five hundred and sixty-six dollars and sixty-five cents (\$566.65), not otherwise appropriated, to cover rental for vault space in the Austin National Bank, of Austin, Texas, from March 9, 1933, to August 31, 1933; and declaring an emergency."

H. B. No. 760, A bill to be entitled "An Act authorizing and requiring the board of trustees of the public free schools of the City of Galveston to set aside and appropriate the fund of fifty thousand dollars (\$50,000), represented by the Guaranty Building and Loan Company certificates heretofore donated to said board of trustees by Mrs. I. Lovenbert, on the thirteenth day of October, 1931, for the purpose of providing, establishing, and maintaining a retirement fund; and declaring an emergency."

H. B. No. 822, A bill to be entitled "An Act to validate, ratify, approve, confirm, and declare enforceable all levies and assessments of ad valorem taxes heretofore made by independent school districts in this State, etc.; and declaring an emergency." (With amendments.)

S. B. No. 456, A bill to be entitled "An Act to be known as Article 4386-a, Revised Civil Statutes, 1925; providing for the issuance of warrants for United States postage stamps to be used by boards or departments of the State Government, and providing for the payment of such warrant irrespective of the serial number thereof or the priority of the issuance thereof; and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committee, as follows:

Senate Bill No. 468, to the Committee on Appropriations.

Senate Bill No. 456, to the Committee on Appropriations.

HOUSE CONCURRENT RESOLUTION NO. 27, WITH SENATE AMENDMENTS

Mr. Greathouse called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. C. R. No. 27, Relative to the settlement of certain damages done by the Highway Department.

The Speaker laid the resolution before the House, with the Senate amendments.

On motion of Mr. Greathouse, the House concurred in the Senate amendments.

ADJOURNMENT

On motion of Mr. Mathis, the House, at 12 o'clock m., adjourned until 9:30 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills, as follows:

Counties: House Bills Nos. 296 and 677.

Education: House Bills Nos. 663 and 471.

Highways and Motor Traffic: House Bills Nos. 600, 601, and 825.

Revenue and Taxation: House Bills Nos. 578 and 815; Senate Bill No. 262.

Criminal Jurisprudence: House Bills Nos. 770 and 836.

Oil, Gas, and Mining: House Bill No. 778.

Judiciary: Senate Bills Nos. 52, 57, 172, and 173.

Labor: House Bills Nos. 132, 712, 819, and 553.

Municipal and Private Corporations: House Bill No. 810.

The Committee on Highways and Motor Traffic filed an adverse report, with a minority favorable report, on House Bill No. 746.

The Committee on Revenue and Taxation filed an adverse report, with a minority favorable report, on House Bill No. 731.

REPORT OF THE COMMITTEE ON
ENROLLED BILLS

Committee Room,
Austin, Texas, March 22, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 54, "An Act to provide
for the payment of not less than the
general prevailing rate of wages on
public works, and not less than the
general prevailing rate of wages for
legal holiday and overtime work on
public works; providing for the ascer-
tainment of such general prevailing
rate by the public body awarding the
contract, and its insertion in the con-
tract, and call for bids for the con-
tract; providing for the keeping of
records of the wages paid all workers
engaged in public work, and the in-
spection of such records by the proper
public officials; providing for a for-
feiture for each calendar day, or por-
tion thereof, any worker is paid less
than the said rate, and for a stipula-
tion to this effect in the contract;
providing if any part of this Act
shall be held unconstitutional it shall
not affect the validity of the remain-
der; providing penalties for violation
of the provisions thereof, and declar-
ing an emergency,"

Has carefully compared same, and
finds it correctly enrolled.

ROGERS of Hunt, Chairman.

FORTY-THIRD DAY

(Thursday, March 23, 1933)

The House met at 9:30 o'clock a. m.,
pursuant to adjournment, and was
called to order by Speaker Stevenson.

The roll was called, and the follow-
ing Members were present:

Mr. Speaker.	Burns.
Adamson.	Butler.
Aikin.	Calvert.
Alexander.	Camp.
Anderson	Canon.
of Bexar.	Cathey.
Anderson	Caven.
of Johnson.	Chastain.
Baker.	Clayton.
Barrett.	Coombes.
Beck.	Cowley.
Bedford.	Crossley.
Bourne.	Daniel.
Bradley.	Davidson.

Dean.	McClain.
Devall.	McCullough.
Dunlap.	McDougald.
Dunagan.	McKee.
Dwyer.	Merritt.
Engelhard.	Metcalfe.
Fain.	Mitcham.
Few.	Moffett.
Fisher.	Moore.
Ford.	Morrison.
Fuchs.	Morse.
Glass.	Palmer.
Golson.	Parkhouse.
Good.	Pavlica.
Goodman.	Pope.
Graves.	Puryear.
Greathouse.	Ramsey.
Griffith.	Ratliff.
Haag.	Ray.
Hankamer.	Reader.
Harman.	Reed of Bowie.
Harris.	Reed of Dallas.
Harrison.	Renfro.
Hartzog.	Riddle.
Head.	Roberts.
Hester.	Rogers of Hunt.
Hicks.	Rogers
Hill of Brazoria.	of Ochiltree.
Hill of Webb.	Rollins.
Hodges.	Ross.
Holekamp.	Russell.
Holland.	Savage.
Holloway.	Scarborough.
Hoskins.	Scott.
Huddleston.	Shannon.
Hunt.	Shults.
Hyder.	Smith.
Jackson.	Stanfield.
James.	Steward.
Jefferson.	Stinson.
Johnson	Stovall.
of Anderson.	Sullivant.
Jones of Atascosa.	Tarwater.
Jones of Runnels.	Tennyson.
Jones of Shelby.	Thomas.
Kayton.	Tillery.
Kyle of Hays.	Townsend.
Kyle of Palo Pinto.	Turlington.
Laird.	Van Zandt.
Latham.	Vaughan.
Lemens.	Wagstaff.
Leonard.	Walker.
Lindsey.	Wells.
Long.	West.
Lotief.	Winningham.
Magee.	Wood.
Mackay.	Young.
Mathis.	

Absent

Barron.	McGregor.
Colson.	Nicholson.
Duvall.	Weinert.

Absent—Excused

Alsup.	Hughes.
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